

Sep 22 2004

Docket No.: 2328-023RI

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

DUANE C. GATES

Confirmation No.: 9066

U.S. Patent Application No. 09/534,814

Group Art Unit: 3742

Filed: March 22, 2000

Examiner: MARK H. PASCHALL

For: SEGMENTED COIL FOR GENERATING PLASMA IN PLASMA PROCESSING EQUIPMENT

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR WAIVER/REFUND OF EXTENSION OF TIME FEES

Applicant, through their undersigned attorney, respectfully requests waiver/refund of the extension fees set forth in 37 CFR 1.17 based on the following:

1. A Final Rejection was mailed to applicant on March 22, 2004;
2. A response to the Final Rejection was effectively filed by Applicant within a two month period on Monday, May 24, 2004 since May 22, 2004 was a Saturday (copy of cover page affixed with certificate of facsimile transmission is appended hereto); and
3. The Examiner failed to issue (a) a Notice of Allowance and/or (b) Advisory Action within the three month shortened statutory period or the regular six month statutory period set to expire today, September 22, 2004.

09/23/2004 MAHMED1 00000057 09534814

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CERTIFICATION OF FACSIMILE TRANSMISSION  
I HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIMILE  
TRANSMITTED TO THE PATENT AND TRADEMARK OFFICE

ON THE DATE SHOWN BELOW

Maria Anderson  
TYPE OR PRINT NAME OF PERSON SIGNING CERTIFICATION  
Maria Anderson 9-22-04  
SIGNATURE DATE  
703-872-9306  
FACSIMILE NUMBER